

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

MICAH ANDERSON,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 3:23-cv-09-HEH
	)	
HIROSHI YAMAUCII,	)	
	)	
Defendant.	)	

**MEMORANDUM OPINION**  
**(Dismissing Civil Action)**

Micah Anderson (“Anderson”), an Illinois inmate proceeding *pro se*, submitted this civil action and applied to proceed *in forma pauperis*. (ECF Nos. 1, 2, 4.) The pertinent statute provides:

In no event shall a prisoner bring a civil action [*in forma pauperis*] if the prisoner has, on 3 or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury.

28 U.S.C. § 1915(g). Anderson has at least three prior actions that were dismissed as frivolous or for failure to state a claim. *See, e.g., Anderson v. Ishrak*, No. 22–CV–0426 (WMW/ECW), 2022 WL 3348175, at \*1 (D. Minn. Aug. 12, 2022); *Anderson v. PNC Fin. Servs. Grp., Inc.*, No. CV 22–425, 2022 WL 3273268, at \*2–3 (W.D. Pa. Aug. 11, 2022); *Anderson v. Snap, Inc.*, No. 22–CV–0256–GPC–DEB, 2022 WL 2759089, at \*1 (S.D. Cal. July 14, 2022); *Anderson v. Exxon Mobile*, No. 3:21–CV–1637–X–BN, 2021 WL 3639750, at \*3 (N.D. Tex. July 16, 2021), *report and recommendation adopted*,

No. 3:21–CV–1637–X, 2021 WL 3633879 (N.D. Tex. Aug. 17, 2021). Anderson’s current complaint does not demonstrate that he is in imminent danger of serious physical harm. Accordingly, his request to proceed *in forma pauperis* will be denied and the action will be dismissed without prejudice. If Anderson wishes to bring this action, he may file a new complaint accompanied by the full \$402.00 filing fee.

An appropriate Order shall issue.



/s/

Henry E. Hudson  
Senior United States District Judge

Date: March 8, 2023  
Richmond, Virginia